IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 33 OF 2007

1. Shri Ramchandra Ganpati Hingmire ..Applicant

Vs.

1. The State of Maharashtra ..Respondent

Mr. K.S. Patil for applicant.
Mrs.M.H. Mhatre, APP for State.

CORAM: B.H. MARLAPALLE, J.

Date : January 10, 2007.

P.C.:

1. Heard Mr. Patil the learned counsel for the applicant. C.R. No.87 of 2006 for the offences punishable under Sections 408, 409, 467, 468, 471, 477 read with Section 34 of IPC came to be registered against the applicant and other employees of Tasgaon Urban Co-operative Bank Ltd. with the Kavathe-Mahankar Police Station. Apprehending arrest these employees filed Cri. Misc. Application Nos.528, 536, 538 and 547 of 2006. The learned Sessions Judge was pleased to reject Cri.Misc. Application Nos.547 and 536 of 2006, whereas remaining three applications have been allowed. In these three applications allowed, one was a peon and other one was

a clerk and the third one was a customer who, in fact, had unearthed the misappropriation of amount. The applicant's prayer for anticipatory bail has been rejected and, therefore, this application for the same.

2. The investigation papers placed before the Sessions Court, including the report dated 2/12/2006 submitted by the Assistant Police Inspector, Kavathe-Mahankal Police Station indicated, prima facie, deep-rooted organised conspiracy to defraud the bank by misappropriating the deposit as well as the transfer entries. The applicant was the Manager and the other applicant, who has been rejected anticipatory bail, was the accountant. The learned Sessions Judge on perusal of these papers recorded his opinion that the deep-rooted conspiracy was required to be investigated and, therefore, the applicant's custodial interrogation was necessary. I agree with the said opinion.

3. The application, therefore, fails and the same is hereby rejected.

(B.H. Marlapalle,J.)